

FILED
IN COMMON PLEAS COURT

'95 NOV 7 PM 2 35

IN THE COURT OF COMMON PLEAS - JUVENILE
JUVENILE DIVISION
GEAUGA COUNTY, OHIO
GEAUGA COUNTY, OHIO

IN RE:

SARAH ANN NOLAN, ET AL

Plaintiff

vs.

THOMAS M. LANE, JR.

Defendant

: CASE NO. 95PN000357

: JUDGE CHARLES E. HENRY

: MOTION FOR EMERGENCY
TEMPORARY CUSTODY

Now comes the father, Thomas M. Lane, Jr., and respectfully
moves this court for an order granting him emergency temporary
custody of his minor son, Thomas M. Lane, 111

ROBERT R. WANTZ (0010203)
Thrasher, Dinsmore & Dolan
Attorney for Defendant
100 7th avenue
Chardon, Ohio 44024
285-2242

MEMORANDUM

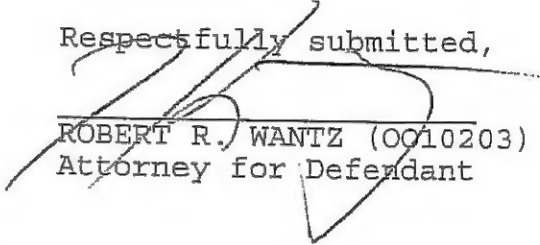
At the present time Thomas M. Lane, Jr. has his son, Thomas M. Lane, 111, in his custody and control since the child's mother to our knowledge is in Geauga County Jail on a probation violence from a prior domestic violence charge.

The child's mother, Sarah Ann Nolan, apparently cannot control the use of alcohol and has a tendency to become extremely violent, and the defendant is in fear of his child's welfare.

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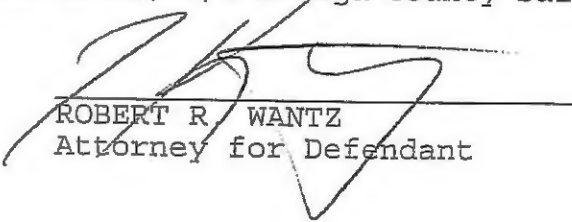
Thomas M. Lane, Jr. is filing herewith his Affidavit supporting this motion which is in the best interests of the child. Thomas M. Lane, Jr. has the help of his parents and other relatives and, as a matter of fact, owns his own home wherein the child will reside with him until further order of court.

Respectfully submitted,


ROBERT R. WANTZ (OO10203)
Attorney for Defendant

SERVICE

Copy of the within motion sent by regular U.S. Mail this _____ day of November, 1995, to Dawn Gargiulo, APA, Court House Annex, Chardon, Ohio 44024, and Sarah Ann Nolan, c/o Geauga County Safety Center, Chardon, Ohio 44024.


ROBERT R. WANTZ
Attorney for Defendant

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IN THE COURT OF COMMON PLEAS
JUVENILE DIVISION
GEAUGA COUNTY, OHIO

INRE:

SARAH ANN NOLAN, ET AL

: CASE NO. 95PN000357

Plaintiff

: JUDGE CHARLES E. HENRY

vs.

: AFFIDAVIT OF DEFENDANT, THOMAS
M. LANE, JR.

:

THOMAS M. LANE, JR.

:

Defendant

:

Now comes the defendant, Thomas M. Lane, Jr., and being first
duly sworn deposes and says:

1. Affiant says that Sarah Ann Nolan, mother of Thomas M.
Lane, 111, is in the Geauga County Jail on a probation violation
charge.

2. Affiant further says that he has custody of the parties'
child, Thomas M. Lane, 111.

3. Affiant further says that the mother, Sarah Ann Nolan,
has demonstrated violence in the past and this affiant is concerned
for the welfare of his son.

4. Affiant further says that Sarah Ann Nolan is unable to

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control herself with respect to the use of alcohol and engages in violent, dangerous conduct, having been convicted of a prior domestic matter and is presently charged with domestic violence.

Thomas Lane Jr.
Thomas M. Lane, Jr.

Sworn to before me and subscribed in my presence this 6th day of October, 1995.

[Signature]
Notary Public

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FILED
IN COMMON PLEAS COURT

IN THE COURT OF COMMON PLEAS
GEAUGA COUNTY, OHIO
JUVENILE DIVISION
PROBATE-JUVENILE
DIVISION
GEAUGA COUNTY, OHIO

STATE OF OHIO, ex rel., : CASE NO. 95 PN 357
SARAH ANN NOLAN : ID. NO. 16723
and :
THOMAS MICHAEL LANE, III, a :
minor :
Plaintiffs : JUDGE CHARLES E. HENRY
-vs- :
THOMAS MICHAEL LANE, JR. : JUDGMENT ENTRY FOR HLA
Defendant : BLOOD GROUP TESTING

This cause came on for consideration for an order for HLA Blood Group tests. The court finds the following:

That defendant, Thomas Michael Lane, Jr., and plaintiff, Sarah Ann Nolan shall submit to HLA Blood Group testing pursuant to Ohio Revised Code 3111.09.

It is further ORDERED that the defendant herein, Thomas Michael Lane, Jr. shall appear at Geauga Hospital, 13207 Ravenna Rd., Chardon, Ohio, 44024 on Monday, August 14, 1995 at 1:30 p.m. and submit blood samples for purposes of the HLA Blood Group testing and bring a picture identification such as a driver's license.

It is further ORDERED that Sarah Ann Nolan and child, Thomas Michael Lane, III, shall appear at the Geauga Hospital, 13207 Ravenna Rd., Ohio, 44024 on Monday, August 14, 1995 at 10:00 a.m.

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and submit blood samples for purposes of the HLA Blood Group testing and bring a picture identification, such as a driver's license and birth certificate for the minor child.

It is further ORDERED that the cost of said testing shall be paid by the Geauga County Department of Human Services pursuant to the contract price of \$70.00 per individual.

It is further ORDERED that a notarized copy of said HLA Blood Group tests shall be forwarded to Jonathon P. Evans, Assistant Prosecuting Attorney, 231 Main Street, Courthouse Annex, Chardon, Ohio, 44024.

It is further ORDERED that the cost of said HLA Blood Group testing will be reimbursed by the defendant upon further order of the court should said defendant be found to be the father.


It is further ORDERED that should the results of said HLA Blood Group testing exclude the defendant as the father of said minor child, then the within matter shall be dismissed without prejudice against said defendant, at no cost to the defendant.

It is further ORDERED that should the defendant not be excluded then the within matter shall be continued and reset for pretrial.

IT IS SO ORDERED.


CHARLES E. HENNE JUDGE

PREPARED BY:


Jonathon P. Evans (0063147)
Assistant Prosecuting Attorney

YOU ARE HEREBY NOTIFIED THAT ON THIS
DATE A JUDGEMENT ENTRY WAS FILED THAT
MAY BE AN "APPEALABLE" ORDER.

cc: Pet; def; J. Evans

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IN THE COURT OF COMMON PLEAS
JUVENILE DIVISION
GEAUGA COUNTY, OHIO

FILED
IN COMMON PLEAS COURT
'95 JUL 27 AM 10 00

SARAH ANN NOLAN, et al.
Plaintiffs

-vs-

THOMAS M. LANE, JR.
Defendant

PROBATE-JUVENILE
DIVISION
CASE NO.: 95PN000357
I.D. NO.: 16723
GEAUGA COUNTY, OHIO
JUDGE CHARLES E. HENRY
JOURNAL ENTRY

This matter came on for consideration of the request by the plaintiff, Sarah Nolan that the complaint be dismissed. Said request shall be considered at the time of the hearing currently scheduled for the 28th day of July, 1995 at 1:30 p.m.

You are hereby notified that on this date a judgment entry was filed that may be an "appealable" order.

IT IS SO ORDERED.



CHARLES E. HENRY, Judge

Date

cc: \Dawn Garguillo
\Sarah Ann Nolan
\Thomas M. Lane, Jr.

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